

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
WACO DIVISION

SHELBY BURDETTE,
Plaintiff,

v.

BAYLOR SCOTT & WHITE HEALTH,
LLC,
Defendant.

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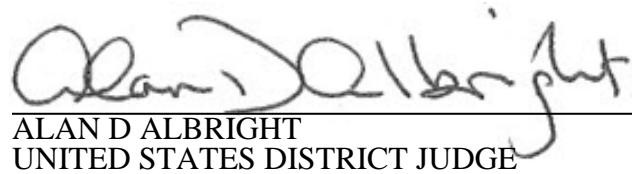
CIVIL NO. 6-20-CV-00960

ORDER DISMISSING CASE

Before the Court is Defendant Baylor Scott & White Health, LLC's Motion for Full and Final Summary Judgment (ECF No. 4) in the above-entitled cause of action. The Court, having considered the Motion and finds it is unopposed by the Plaintiffs, finds that the Motion should be **GRANTED**. Pursuant to Local Rule 7(e)(2), “[i]f there is no response [to a motion] filed within the time period prescribed by this rule, the court may grant the motion as unopposed.” W.D. Tex. Civ. R. 7(e)(2). Baylor Scott & White Health filed their Motion for Summary Judgment on November 25, 2020. Four months have elapsed since Defendant filed their motion and Plaintiffs have yet to file a response. *See* W.D. Tex. Civ. R. 7(e)(2) (“A response to a dispositive motion shall be filed not later than 14 days after the filing of the motion.”). Accordingly, the Court finds that Plaintiff has failed to file a timely response to Defendant's Motion for Summary Judgment, and therefore, the Court finds that Defendant's Motion for Summary Judgment be granted as unopposed.

Accordingly, Defendants' Motion for Summary Judgment is **GRANTED** and Plaintiff's claims against Defendants are **DISMISSED** without prejudice.

SIGNED this 5th day of April, 2021.



ALAN D ALBRIGHT
UNITED STATES DISTRICT JUDGE